



# City Council Agenda

Council President  
**Chris Mathys**

Council Members

**Garry Bredefeld**  
**Mike Briggs**, Acting President  
**Henry Perea**

**Sal Quintero**  
**Daniel Ronquill**  
**Ken Steitz**

City Manager  
**Jeffrey M. Reid**

City Clerk  
**Rebecca E. Klisch**

City Attorney  
**Hilda Cant Montoy**

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 498-1321

The City Council welcomes you to this meeting.

**TUESDAY, NOVEMBER 17, 1998**

**IF YOU WOULD LIKE TO SPEAK, FILL OUT A SPEAKER REQUEST FORM AVAILABLE FROM THE CITY CLERK'S OFFICE AND IN THE COUNCIL CHAMBERS. (THE AGENDA IS AVAILABLE ON [WWW.CI.FRESNO.CA.US](http://WWW.CI.FRESNO.CA.US))**

## **9:00 A.M. Roll Call**

Invocation by Reverend William C. Nolte of the First Baptist Church

Pledge of Allegiance to the Flag

Presentation of Honor Roll Awards to Powers-Ginsburg South Students - Council President Mathys

Proclamation of "HECTOR LIZARRAGA DAY" - Councilmember Ronquillo

Proclamation of "WORLD AIDS DAY" - Councilmember Perea

**COUNCIL ACTION OF UNSCHEDULED ITEMS, IF ANY, SHALL BE LIMITED TO REFERRING THE ITEM TO STAFF FOR A REPORT AND POSSIBLE SCHEDULING ON A FUTURE COUNCIL AGENDA FOR EACH MATTER CONSIDERED BY THE COUNCIL, THERE WILL FIRST BE A STAFF PRESENTATION, FOLLOWED BY A PRESENTATION FROM THE PROJECT APPLICANT.**

**TESTIMONY FROM THOSE IN ATTENDANCE WILL THEN BE TAKEN. ALL TESTIMONY GIVEN WILL BE LIMITED TO THREE MINUTES PER PERSON.**

**THE THREE LIGHTS ON THE PODIUM NEXT TO THE MICROPHONE WILL INDICATE THE AMOUNT OF TIME REMAINING FOR THE SPEAKER. THE GREEN LIGHT WILL BE TURNED ON WHEN THE SPEAKER BEGINS. THE YELLOW LIGHT WILL COME ON WITH ONE MINUTE REMAINING AND ONE TONE WILL SOUND. THE SPEAKER SHOULD BE COMPLETING THE TESTIMONY BY THE TIME THE RED LIGHT COMES ON AND TWO TONES SOUND, INDICATING THAT TIME HAS EXPIRED.**

**Approve Council minutes of November 10, 1998**

**Action Taken:**

**Approve Agenda**

**Action Taken:**

**Adopt Consent Calendar**

**Action Taken:**

### **TIME SCHEDULED HEARINGS AND MATTERS**

**10:00 A.M. HEARING** to consider Plan Amendment No. 98-18, Rezoning Application No. 98-30, filed by David Ochoa, for 6.3 acres located on the northeast corner of E. Butler and S. Chestnut Avenues

**Action Taken:**

- 1. RESOLUTION** - Amending the Roosevelt Community Plan
- 2. BILL** - Amending the Official Zone Map from the C-2/BA-30 zone district to the C-2 zone district

**(CONTINUE TO 12/8/98 AT 11:00 A.M.)**

**Action Taken:**

**10:15 A.M. - 10:30 A.M. - RECESS**

**10:30 A.M. HEARING** - To consider adoption of a resolution approving revised Freeway Agreement with the State of California for Route 180, from Chestnut Avenue to Temperance Avenue

**Action Taken:**

- 1. RESOLUTION** - Approving a new Freeway Agreement with the State of California for Route 180, from Chestnut Avenue to Temperance Avenue

**(CONTINUE TO 12/1/98 AT 10:45 A.M.)**

**Action Taken:**

### **TIME SCHEDULED HEARINGS AND MATTERS CONTINUED**

**\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**

**10:45 A.M. RESOLUTION** -Naming the street identified as Airport Terminal Access Road east and north of E. Clinton Way to Terry Cooper Way - Mayor Patterson, Councilmembers Steitz and Bredefeld  
**Action Taken:**

**2:00 P.M.#1 DISCUSSION OF CONTESTED CONSENT ITEMS (IF ANY)**

**2:00 P.M.#2 CLOSED SESSION:**

- A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION** - Government Code Section 54956.9, Subdivision (a)
- Case Name:** Loran v. City of Fresno, et al.
  - Case Name:** California Housing Council v. City of Malibu (Amicus Curiae)
  - Case Name:** Peter Mustaciola v. City of Fresno
  - Case Name:** Sierra Club v. San Joaquin LAFCO (Amicus Curiae)
- Action Taken:**
- B. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION** - Government Code Section 54956.9, Subdivision (b)  
**Significant Exposure to Litigation:**
- Claim of Dorothy A. Haley
- Action Taken:**

**2:30 P.M. JOINT MEETING WITH THE REDEVELOPMENT AGENCY**

Approve Agency minutes of November 10, 1998  
**Action Taken:**

**GENERAL CONSENT CALENDAR**

- A. RESOLUTION** - Determining the composition of, and directing the formation of, a Project Area Committee for the Central City Commercial Revitalization Redevelopment Project Area  
*(Council action)*  
**Action Taken:**

**TIME SCHEDULED HEARINGS AND MATTERS CONTINUED**

**2:30 P.M. JOINT MEETING WITH THE REDEVELOPMENT AGENCY**

**GENERAL ADMINISTRATION**

- B. \*** Upon receipt of donation of parcel of land and improvements on which the BNSF depot building

**\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**

(known as Santa Fe Depot) is located (in accordance with agreement approved by Council on November 10, 1998), and upon meeting all legal requirements for sale of City property, City shall sell said parcel of land and improvements to the Redevelopment Agency for \$1 (***Council action***)  
**Action Taken:**

- C. Authorize Redevelopment Agency staff to conduct all reviews and prepare all documents necessary for purchase of parcel of land and improvements on which the BNSF depot building (known as Santa Fe Depot) is located from the City of Fresno for the sum of \$1 for purposes of redevelopment. (***Agency action***)

**Action Taken:**

- D. Give direction to Redevelopment Agency and City staff to negotiate an option for railroad property between Tulare and Ventura Streets at a per square foot sales price and report back to Council and Agency - Councilmember Ronquillo

**Action Taken:**

## **REGULAR MEETING OF THE REDEVELOPMENT AGENCY**

- E. Report and receive direction from the Agency Board relative to a request for qualifications (RFQ's) from potential developers for a mixed-use multiplex theater complex in the downtown area

**Action Taken:**

## **ADJOURNMENT**

## **TIME SCHEDULED HEARINGS AND MATTERS CONTINUED**

**5:00 P.M.**     **CONTINUED HEARING** on Text Amendment No. TA-97-09 proposing changes to the Fresno Municipal Code, Article 2, Chapter 12, relating to advertised structures (billboards)

**Action Taken:**

1. Text Amendment No. TA-97-09 proposing changes to Fresno Municipal Code Article 2, Chapter 12, related to advertising structures (***for adoption***)
  - a. \* **BILL NO. B-90 - (INTRO. 10/6/98)** - Alternative No. 1 as proposed by advertising industry  
**Action Taken:**
  - b. \* **BILL NO. B-91 (INTRO. 10/6/98)** - Alternative No. 2 as proposed by staff  
**Action Taken:**

**\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**

2. Request to continue to January 5, 1999, by Mark Russell, Lindsey Outdoor Advertising  
**Action Taken:**

**5:30 P.M. HEARING** regarding Herndon Avenue (Coventry Court) Bike Path  
**(CONTINUE TO 12/1/98 AT 5:00 P.M.)**  
**Action Taken:**

**1A. GENERAL CONSENT CALENDAR**

**(ALL CONSENT CALENDAR ITEMS ARE CONSIDERED BY THE CITY COUNCIL TO BE ROUTINE AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS REQUESTED, IN WHICH EVENT THE ITEM WILL BE REMOVED FROM THE CONSENT CALENDAR AND CONSIDERED AT 2:00 P.M.#1)**

1. \* **RESOLUTION** - 45<sup>th</sup> amendment to AAR No. 98-159 appropriating \$1,300 of District 4's infrastructure capital budget to purchase a storage container for the Carey Little League ***(Requires 5 affirmative votes)***  
**Action Taken:**
2. Adopt Resolution of Intention No. 1019-D to vacate a portion of Fresno Street between Divisadero Street and Illinois Avenue, and setting the public hearing for 12/8/98 at 10:15 A.M.  
**Action Taken:**
3. **RESOLUTION** - Dedicating certain City-owned property for public street purposes (property located on the south side of Muscat Avenue east of Cedar Avenue)  
**Action Taken:**

**1A. GENERAL CONSENT CALENDAR CONTINUED**

4. **RESOLUTION** - Approving a License Agreement with the Vendo Company for the operation and maintenance of monitoring wells and a groundwater remediation system in various locations within public street rights-of-way in Tract No. 4637 over the Calcot property between Herndon, Palm, Nees, and Ingram Avenues  
**Action Taken:**
5. \* **RESOLUTION** - 46<sup>th</sup> amendment to AAR No. 98-159 appropriating \$128,000 and approve agreement with Fresno County for construction of traffic signal lights at the intersection of Tulare and Helm Avenues ***(Requires 5 affirmative votes)***  
**Action Taken:**
6. Approve agreements for the sale of surplus Pinedale Spur right-of-way, west of Freeway 41, to eleven (11) adjacent property owners, and a conditional addendum to the agreements  
**Action Taken:**

**\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**

7. Approve a Professional Services Agreement with Parsons Brinckerhoff, Inc., for a biddability review of bid documents for the Fresno Yosemite International Airport Terminal and Concourse Expansion Project under FAA AIP Grant No. 28  
**Action Taken:**
8. Approve a Professional Services Agreement with Stratesec Incorporated, for design of the Fresno Yosemite International Airport Security Access Control (FAR Part 107.14) System under FAA AIP Grant No. 28  
**Action Taken:**
9. Approve a Professional Services Agreement with Reinard W. Brandley, for the Fresno Yosemite International Airport FAA, AIP Grant No. 28 Projects:
  1. Runway/taxiway guidance signs replacement
  2. Pavement Management Plan Update**Action Taken:**
10. Approve an amendment to Professional Services Agreement with Daniel, Mann, Johnson and Mendenhaall (DMJM Keating) for design of the Fresno Yosemite International Airport Terminal, Concourse and Baggage Claim Expansions under FAA AIP Grant No. 28  
**Action Taken:**

1A. **GENERAL CONSENT CALENDAR CONTINUED**

11. Authorize submittal of grant application under the TEA-21 Recreational Trails Program for construction of the MacMichael Loop Trail Section of the San Joaquin River Parkway-Lewis S. Eaton Trail  
**Action Taken:**
12. Reject the bid for underground storage tank removal/replacement/conversion at various locations  
**Action Taken:**
13. \* **RESOLUTION** - 4th amendment to Salary Resolution No. 98-161 establishing two new classes  
**Action Taken:**
14. **ITEM REMOVED FROM AGENDA**
15. Proposed appointment of Jeff A. Melendez to the Roosevelt Implementation Committee - Councilmember Quintero (***For introduction***)  
**Action Taken:**
16. Approve reappointment of Paul Besselievre to the Fresno Workforce Development Board - Councilmember Bredefeld (***For adoption***)  
**Action Taken:**

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17. Proposed appointments of Patricia LaMont to the Fresno Workforce Development Board and Shirley Kelly to the Southwest/Edison Citizen Planning - Councilmember Ronquillo (*For introduction*)

**Action Taken:**

1B. **CONSENT CALENDAR - BILLS FOR INTRODUCTION - PINK TABS**

1. \* **BILL** - Amending Section 8-125 of the Fresno Municipal Code relating to exposure of minors to tobacco products

**Action Taken:**

2. \* **BILL** - Amending sections of the Fresno Municipal Code pertaining to sewage and water disposal

**Action Taken:**

1. **Withdraw Bill No. B-98, introduced 11/10/98**

**Action Taken:**

2. **PLANNING AND ZONING ADMINISTRATION**

3. **GENERAL ADMINISTRATION**

- A. \* **BILL NO. B-97 (Intro. 11/10/98)** - Repealing Section 2-1622 of, and adding Section 2-1622 to, the Fresno Municipal Code, relating to registration for Selective Service

**Action Taken:**

4. **CITY ATTORNEY**

5. **CITY COUNCIL**

- A. Direct the Director of Parks and Recreation to prepare documentation/agreements to establish a Community Science Learning Center to Granny's Park, and to finalize commitments from the City of Fresno to stabilize the funding for the Science Learning Director currently assigned to Dickey Playground - Councilmember Perea

1. Develop long-term strategy to expand Science Learning Center into other parts of the City  
2. Report back to Council on 12/8/98

**Action Taken:**

- B. Direct fees for use of City's dunk tank be waived for all 501(c)(3) non-profit groups with headquarters in the City of Fresno and for use within the City of Fresno - Councilmember Steitz

**Action Taken:**

1. \* **RESOLUTION** - 357th amendment to MFS Resolution No. 80-420 to waive fund tank rental fees for non-profit organizations meeting specific requirements

**Action Taken:**

- C. Place waiver of fees for use of Saroyan Theatre for Memorial Services for Margarita Flores - Councilmembers Ronquillo and Perea

**Action Taken:**

1. \* **RESOLUTION** - 50<sup>th</sup> amendment to AAR No. 98-159 appropriating \$1,000 to fund the Margarita Flores Memorial (*Requires 5 affirmative votes*)

**Action Taken:**

**\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**

- D. Request City Attorney staff to review other adopted city train whistle ordinances and report back with recommendation for the City of Fresno to adopt - Councilmember Ronquillo

**Action Taken:**

6. **CITY/COUNTY INTERGOVERNMENTAL RELATIONS**

7. **UNSCHEDULED ORAL COMMUNICATIONS** - You may address the City Council at the conclusion of the Council meeting regarding items that are not listed on the agenda. The policy is to limit your presentation to three (3) minutes pursuant to Ordinance No. 96-67. Please be present at the conclusion of the meeting if you wish to be heard. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk Department at least 10 days prior to the desired date of appearance.

**SCHEDULED COUNCIL HEARINGS AND MATTERS**

**Nov. 24 - NO MEETING - THANKSGIVING WEEK**

**Nov. 30 - 9:00 A.M. - 4:00 P.M. Redevelopment Agency Workshop**

**Dec. 1 - 10:00 A.M. HEARING** on Rezone Appl. No. R-98-34, filed by DeWayne Zinkin

**Dec. 1 - 10:30 A.M. HEARING** re: Rezone Appl. No. 98-28, filed by Trend Homes, Inc.

**Dec. 1 - 10:45 A.M. CONTINUED HEARING** - To consider adoption of a resolution approving revised Freeway Agreement with the State of California for Route 180, from Chestnut Avenue to Temperance Avenue

**Dec. 1 - 11:00 A.M. HEARING** on P.A. No. A-98-019, amendment to the Fresno Air Terminal and Airport Environs Plan

**Dec. 1 - 3:00 P.M. BILL** - (*Continued from 11/10/98*) (*For introduction*) Amending the Fresno Municipal Code dealing with the establishment of residential water rates - Council President Mathys

**Dec. 1 - 5:00 P.M. Council discussion/direction** regarding Herndon Avenue (Coventry Court) Bike Path

**Dec. 8 - 9:30 A.M. HEARING** re: Rezone Appl. No. R-98-32, filed by Orlyn Pratt

**Dec. 8 - 9:45 A.M. HEARING** re: amendment to Consolidated Plan

**Dec. 8 - 10:00 A.M. HEARING** re: vac of a portion of Hamilton and Orleans Avenues - R.I. 1017-D

**Dec. 8 - 10:15 A.M. HEARING** re: vac. of a portion of Fresno St. betw. Divisadero & Illinois -R.I.1019-D

**Dec. 8 - 10:30 A.M. HEARING** re: vac. of portions of Cornelia at Dante - R.I. 1018-D

**Dec. 8 - 10:45 A.M. HEARING** re: P.A. No. 98-16, filed by Madnav Seri

**Dec. 8 - 11:00 A.M. CONTINUED HEARING** re: P.A. No. 98-18, Rezone Appl. No. 98-30, filed by David Ochoa

**Dec. 8 - 11:15 A.M. HEARING** re: Initiation of Fresno-Chandler Downtown Air Master and Environs Specific Plan

**Dec. 8 - 11:30 A.M. HEARING** re: Grantland Trunk Sewer Project

**Dec. 8 - 2:30 P.M. JOINT HEARING** with RDA re: proposed Hauter Family Development and Jefferson Project Area

**Dec. 8 - 5:00 P.M. Christmas Tree Lighting Ceremony (2<sup>nd</sup> floor foyer) - Mayor Patterson**

**Dec. 15 - 2:30 P.M.(1) CONTINUE HEARING** re: City of Fresno Community District No. 2, Annexation No. 7

**Dec. 15 - 2:30 P.M.(2) HEARING** re: City of Fresno Community District No. 2, Annexation No. 9

**\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**



**Dec. 22 - NO MEETING - CHRISTMAS WEEK**  
**Dec. 29 - NO MEETING - NEW YEAR'S WEEK**

**\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**